

12-03-01

EXPRESS MAIL NO.: EL924206105US
ATTORNEY DOCKET NO.: 05015.0209U3
SERIAL NO.: Rule 1.53(b) continuation of
Application Serial No. 09/518,071
Filed on March 2, 2000
PAGE 1 OF 3

CONTINUING APPLICATION TRANSMITTAL FORM
(37 C.F.R. § 1.53(b))

ANTICIPATED CLASSIFICATION OF THIS APPLICATION:

PRIOR APPLICATION: 09/518,071

CLASS: SUBCLASS:

EXAMINER: Moore, M.

ART UNIT: 1712

To the Assistant Commissioner for Patents:

This is a request for filing a continuing application under 37 C.F.R. § 1.53(b), of pending prior application Serial No. 09/518,071 filed on March 2, 2000, of David L. Murray, Wesley R. Hale and Allan S. Jones for "SILICONE POLYMER DIOL COMPOSITIONS AND CONDENSATION POLYMER/SILICONE POLYMER BLENDS."

If any extension of time is necessary for the filing of this application, including any extension of time necessary in the prior application for maintaining copendency between the prior application and this application, and such extension has not otherwise been requested, Applicant hereby petitions for such an extension in the prior application.

1. ☒ Enclosed is a specification as prescribed by 35 U.S.C. § 112 containing a description pursuant to § 1.71 and at least one claim pursuant to § 1.75, and any drawing required by § 1.81(a). This specification incorporates the amendments presented in the preliminary amendment submitted herewith.

2. The inventor(s) of the invention being claimed in this application is(are): David L. Murray, Wesley R. Hale and Allan S. Jones.

3A. ☒ This application is a continuation or divisional application (not a continuation-in-part) that:

- (i) names as inventors the same or fewer than all of the inventors named in the prior application; and
- (ii) contains no matter that would have been new matter in the prior application; and
- (iii) a copy of the executed oath or declaration filed in the prior application, showing the signature or an indication thereon that it was signed:

☒ is enclosed.

☐ will follow.

☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. § 1.53(d)(4), the Commissioner is requested to delete the name(s) of the following persons who are not inventors of the invention being claimed in this application:

--OR--

3B. ☐ This application is a continuation-in-part application, or a continuation or divisional application naming an inventor not named in the prior application. A newly executed oath or declaration:

☐ is enclosed.

☐ will follow.

4. ☐ Amend the Title of the Invention as follows:

EL924206105US

5.	<input checked="" type="checkbox"/>	Amend the specification by deleting the first line and inserting therefor: --This application is a divisional of, and claims the benefit of, Application Serial No. 09/518,071, filed on March 2, 2000, which status is allowed. The 09/518,071 application claims priority to U.S. Provisional Application Serial No. 60/122,625, filed March 3, 1999. U.S. Application Serial Nos. 09/518,071 and 60/122,625 are each incorporated herein by this reference in their entireties.--																																			
6.	<input type="checkbox"/>	Priority of foreign application number , filed on in is claimed under 35 U.S.C. § 119.																																			
	<input type="checkbox"/>	The certified copy has been filed in prior application Serial No. , filed on .																																			
7.	<input checked="" type="checkbox"/>	Cancel in this application original claims 7-20 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)																																			
8.	<input checked="" type="checkbox"/>	A preliminary amendment is enclosed.																																			
9.	<input type="checkbox"/>	New formal drawings are enclosed.																																			
10.	<input checked="" type="checkbox"/>	Also enclosed is/are: Stamped Postcard, Authorization to Treat Reply Requiring Extension of Time as Incorporating Petition for Extension of Time and Payment of Extension Fee; Check No. 489863 in the amount of \$740.00.																																			
11.	<input checked="" type="checkbox"/>	The prior application is assigned of record to: Eastman Chemical Company																																			
12.	<input type="checkbox"/>	Applicant claims small entity status. See 37 C.F.R. § 1.27.																																			
13.	The filing fee is calculated as follows:																																				
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20%;">TOTAL CLAIMS</td> <td style="width: 20%;">6 - 20 =</td> <td style="width: 20%;">0</td> <td style="width: 20%;">x \$18.00</td> <td style="width: 20%;">\$</td> </tr> <tr> <td>INDEPENDENT CLAIMS</td> <td>1 - 3 =</td> <td>0</td> <td>x \$80.00</td> <td>\$</td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (IF APPLICABLE) =</td> <td>+ \$270.00</td> <td>\$</td> </tr> <tr> <td colspan="4">BASIC FEE =</td> <td>\$740.00</td> </tr> <tr> <td colspan="4">TOTAL OF ABOVE CALCULATIONS =</td> <td>\$740.00</td> </tr> <tr> <td colspan="4">REDUCTION BY ½ FOR FILING BY SMALL ENTITY (NOTE 37 C.F.R. § 1.9, § 1.27, § 1.28)</td> <td>\$</td> </tr> <tr> <td colspan="4">TOTAL NATIONAL FEE =</td> <td>\$740.00</td> </tr> </table>		TOTAL CLAIMS	6 - 20 =	0	x \$18.00	\$	INDEPENDENT CLAIMS	1 - 3 =	0	x \$80.00	\$	MULTIPLE DEPENDENT CLAIM(S) (IF APPLICABLE) =			+ \$270.00	\$	BASIC FEE =				\$740.00	TOTAL OF ABOVE CALCULATIONS =				\$740.00	REDUCTION BY ½ FOR FILING BY SMALL ENTITY (NOTE 37 C.F.R. § 1.9, § 1.27, § 1.28)				\$	TOTAL NATIONAL FEE =				\$740.00
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14.	<input checked="" type="checkbox"/>	A check in the amount of \$ 740.00 (Check No. 489863) is enclosed.																																			
15.	<input checked="" type="checkbox"/>	The Commissioner is hereby authorized to charge any fees which may be required under 37 C.F.R. § 1.16 and § 1.17, or credit any overpayment to Deposit Account No. 14-0629.																																			

16. [X] The Power of Attorney in the prior application is to: NEEDLE & ROSENBERG, P.C.
- a. [X] The Power of Attorney appears in the original papers in the prior application.
- b. [] Since the Power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. [] Address all future correspondence to: (May only be completed by applicant, or attorney or agent of record.)

Jacqueline M. Hutter, Esq.
NEEDLE & ROSENBERG, P.C.
Suite 1200, The Candler Building
127 Peachtree Street, N.E.
Atlanta, GA 30303-1811

17. I hereby verify that all statements made herein of my own knowledge are true; and further that these statements were made with the knowledge that willful false statements and the like are made punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Jacqueline M. Hutter
REG. NO. 44,792

Jacqueline M. Hutter
SIGNATURE

11/25/01
DATE

- [] Inventor(s)
- [] Assignee of complete interest
- [X] Attorney or agent of record
- [] Filed under 37 C.F.R. § 1.34(a)
(Registration No. is acting under 37 C.F.R. § 1.34(a):

EXPRESS MAIL NO. EL924206105US

CERTIFICATE OF EXPRESS MAILING 37 C.F.R. § 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EL924206105US in an envelope addressed to: BOX PATENT APPLICATION, United States Patent and Trademark Office, Post Office Box 2327, Arlington, VA 22202, on the date below.

Erick J. Calderon
Erick Calderon

11/29/01
Date